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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*16/Election
7.8.02
3.28.03*

IN RE APPLICATION OF: : GROUP ART UNIT: 2811

JAMAL RAMDANI ET AL :

SERIAL NO.: 09/721,566 : EXAMINER: HU, S.

FILED: NOVEMBER 22, 2000 :

FOR: STRUCTURE AND METHOD FOR FABRICATING SEMICONDUCTOR
STRUCTURES AND DEVICES UTILIZING THE FORMATION OF A
COMPLIANT SUBSTRATE FOR MATERIALS USED TO FORM THE SAME

RESTRICTION RESPONSE

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Restriction Requirement dated November 18, 2002, Applicants
elect Species 1, involving a surfactant layer and/or a Zintl layer in the template layer.

REMARKS

The claims have again been divided into allegedly distinct species. Applicant has
elected Species 1, "involving a surfactant layer and/or a Zintl layer in the template layer." The
Office Letter indicates that such election will read on Claims 1-10 and 15-27. The
restriction/election requirement is traversed.

The Office Letter again contains absolutely no basis for the requirement. This is
manifestly improper. See MPEP Chapter 800, particularly Section 802.01 et seq., all of
which require that the Office establish, through the use of reasons or examples, the patentable